

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION**

#### **JOINT APPROP SUBCOMMITTEE ON EDUCATION AND CULTURAL RESOURCES**

**Call to Order:** By **CHAIRMAN ROYAL JOHNSON**, on January 18, 1999 at 8:00 A.M., in Room 104 Capitol.

#### **ROLL CALL**

**Members Present:**

Rep. Royal Johnson, Chairman (R)  
Sen. Daryl Toews, Vice Chairman (R)  
Rep. Peggy Arnott Bergsagel (R)  
Rep. Rosalie (Rosie) Buzzas (D)  
Sen. Greg Jergeson (D)  
Sen. Ken Miller (R)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** Marty Eddleman, Committee Secretary  
Mariann Huso, OBPP  
Bob Tallerico, Legislative Branch

**Please Note:** These are summary minutes. Testimony and discussion are paraphrased and condensed.

**Committee Business Summary:**

Hearing(s) & Date(s) Posted:  
Executive Action: Board of Public Education;  
School for Deaf & Blind;  
Montana Arts Council; MSLC-  
NRIS

Called to order by Chairman Johnson.

**{Tape : 1; Side : A; Approx. Time Counter : 0.1}**

#### **EXECUTIVE ACTION ON BOARD OF PUBLIC EDUCATION**

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**Motion/Vote:** Sen. Jergeson moved to approve Base Budget on page E-24 do pass. Motion carried 6-0.

***{Tape : 1; Side : A; Approx. Time Counter : 3}***

Bob Tallerico explained the Global Issues on page E-24.

***{Tape : 1; Side : A; Approx. Time Counter : 3.5}***

**Motion/Vote:** Sen. Toews moved that to accept Global Statewide Present Law Adjustments on page E-24. do pass. Motion carried 6-0.

***{Tape : 1; Side : A; Approx. Time Counter : 3.9}***

**Motion/Vote:** Sen. Toews moved to accept adjustment to base, for DP-1 on page E-24. do pass. Motion carried 5-0 with Arnott Bergsagel voting no.

***{Tape : 1; Side : A; Approx. Time Counter : 4.4}***

Bob Tallerico explained New Proposal for DP-1 on page E-25.

***{Tape : 1; Side : A; Approx. Time Counter : 5}***

**Motion/Vote:** Rep. Buzzas moved that New Proposal DP-1 on page E-25 be accepted. do pass. Motion carried 4-2 with Miller and Arnott Bergsagel voting no.

***{Tape : 1; Side : A; Approx. Time Counter : 5.5}***

Discussion on DP-1 on page E-25.

***{Tape : 1; Side : A; Approx. Time Counter : 6 - 16}***

**Motion/Vote:** Rep. Buzzas moved that the committee accept DP-2 on page E-25 with the request for one time only, and for this purpose only. Motion failed 3-3 with Arnott Bergsagel, Miller, and Toews voting no.

***{Tape : 1; Side : A; Approx. Time Counter : 16.2}***

**Motion:** Sen. Jergeson moved that the committee the Base Budget on page E-26 be adopted. Carried 6-0.

***{Tape : 1; Side : A; Approx. Time Counter : 18.4}***

**Motion/Vote:** Sen. Jergeson moved that Statewide Global Present Law Adjustment on page E-26 be adopted. Motion carried 6-0.

***{Tape : 1; Side : A; Approx. Time Counter : 19}***

**Marianne Huso** explains possible amendment on Present Law Adjustment on DP-1 on page E-26.

***{Tape : 1; Side : A; Approx. Time Counter : 19.3}***

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**Bob Tallerico** explains further this action. He presented the request for a bill for this action.

**{Tape : 1; Side : A; Approx. Time Counter : 20}**

**Motion/Vote:** Sen. Jergeson moved that committee bill on DP-1 on page E-26 be drafted. Motion carried 5-1 with Arnott Bergsagel voting no.

**{Tape : 1; Side : A; Approx. Time Counter : 22.4}**

**EXECUTIVE ACTION ON SCHOOL FOR THE DEAF & BLIND**

**Motion:** Sen. Jergeson moved that Present Law Adjustment, DP-1 on page E-30 be accepted.

**{Tape : 1; Side : A; Approx. Time Counter : 24}**

Discussion

**{Tape : 1; Side : A; Approx. Time Counter : 24.9}**

Motion failed 3-3. Toews, Arnott Bergsagel, and Miller voting no.

**{Tape : 1; Side : A; Approx. Time Counter : 26}**

**Motion/Vote:** Sen. Jergeson moved New Proposal on page E-31 be approved. Motion carried 5-1 with Arnott Bergsagel voting no.

**{Tape : 1; Side : A; Approx. Time Counter : 26.7}**

**Motion:** Rep. Arnott Bergsagel moved DP-1 on page E-33 for Audiological Trainers pass with the reduction of units to 30 plus the repair costs. This was to be a one time only, line item proposal totally \$73,206.

**{Tape : 1; Side : A; Approx. Time Counter : 28.2}**

**Substitute Motion/Vote:** Sen. Jergeson made a substitute motion the original proposal be voted on. Substitute motion failed 3-3 with Arnott Bergsagel, Miller, and Toews voting no.

**{Tape : 1; Side : B; Approx. Time Counter : 0.5}**

Rep. Arnott Bergsagel's original motion was voted on. Carried 6-0

**{Tape : 1; Side : B; Approx. Time Counter : 2}**

**Motion:** Sen. Jergeson moved the new proposal, not in the Governor's Budget for interpreters. Amount proposed is \$26,172 in 2000 and \$49,421 in 2001.

**{Tape : 1; Side : B; Approx. Time Counter : 4.6}**

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**Discussion:**

Motion fails 3-3 with Toews, Bergsagel, and Miller voting no.

***{Tape : 1; Side : B; Approx. Time Counter : 24}***

**EXECUTIVE ACTION ON MONTANA ARTS COUNCIL**

**Bob Tallerico** explained budget starting on page E-35.

***{Tape : 1; Side : B; Approx. Time Counter : 26 also from .6 -1.5}***

**Motion/Vote:** Rep. Buzzas moved Base Budget on page E-35 be accepted. Motion carried 6-0.

***{Tape : 1; Side : B; Approx. Time Counter : 28.7}***

**Motion/Vote:** Sen. Jergeson moved the committee accept Statewide Global adjustments on all three items on page E-37, Personal Services, inflation/deflation and fixed costs. Motion carried 5-1 with Miller voting no.

***{Tape : 2; Side : A; Approx. Time Counter : 3}***

**Motion/Vote:** Sen. Toews moved the committee accept DP-2 on page E-37. Motion carried 6-0.

***{Tape : 2; Side : A; Approx. Time Counter : 3.5}***

Discussion

**Motion/Vote:** Rep. Buzzas moved New proposal on page E-39 with new language. Failed 3-3 with Arnott Bergsagel, Miller, and Toews voting no.

***{Tape : 2; Side : A; Approx. Time Counter : 4.2}***

**Motion/Vote:** Sen. Toews moved language stating: "all federal funds in item (Federal Funds) are biennial appropriations.". Motion carried 6-0.

Recessed for 1 hour at 9:10 a.m.

Reconvened at 10:15 a.m.

**EXECUTIVE ACTION ON MONTANA STATE LIBRARY**

**EXHIBIT(jeh13a01)**

***{Tape : 3; Side : A; Approx. Time Counter : 2}***

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It is noted that everyone on the committee approved the language for DP-5 on page E-44. Shown in exhibit 1. It was considered voted on and passed.

**Motion/Vote:** Sen. Jergeson moved that the committee approve new language on page E-45. Motion carried 6-0.  
***{Tape : 3; Side : A; Approx. Time Counter : 6.8}***

**EXECUTIVE ACTION ON NRIS**

**Motion/Vote:** Rep. Buzzas moved that the committee approves base budget on page E-46. Motion carried 6-0.  
***{Tape : 3; Side : A; Approx. Time Counter : 8}***

**Motion/Vote:** Sen. Jergeson moved Global State Present Law adjustments on page E-47 be approved. Motion carried 6-0.  
***{Tape : 3; Side : A; Approx. Time Counter : 8.5}***

Discussion on Present Law Adjustments, Item 1 on page E-47  
***{Tape : 3; Side : A; Approx. Time Counter : 9 - 13.5}***

**Motion/Vote:** Sen. Jergeson moved DP-1 page E-47 be accepted. Motion carried 4-2 with Arnott Bergsagel and Miller voting no.  
***{Tape : 3; Side : A; Approx. Time Counter : 14}***

**Motion:** Rep. Buzzas moved to accept DP-2 on page E-47 including new language.  
***{Tape : 3; Side : A; Approx. Time Counter : 14.3}***

Discussion  
***{Tape : 3; Side : A; Approx. Time Counter : 15.5 - 29.4}***

**EXHIBIT(jeh13a02)**

**EXHIBIT(jeh13a03)**

Motion fails 3-3, Toews, Miller, and Bergsagel voting no.  
***{Tape : 3; Side : A; Approx. Time Counter : 29.5}***

**Motion/Vote:** Sen. Toews moved the original motion less National Heritage funding of \$14,940 from general fund. Motion failed 3-3, Bergsagel, Miller, and Toews voting no.  
***{Tape : 3; Side : B; Approx. Time Counter : 3.3}***

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***{Tape : 3; Side : B; Approx. Time Counter : 4.8 - 6.7}***

**Motion:** Rep. Arnott Bergsagel moved the committee remove the state special revenue from DP-2, meaning no general funds, and a reduction of \$10,402 in 2000 and \$24,966 in 2001.

Discussion

***{Tape : 3; Side : B; Approx. Time Counter : 6.9}***

Motion fails 4-2, Buzzas, Jergeson, Johnson, and Toews voted no.

**Motion/Vote:** Sen. Jergeson moved the committee approve DP-2 but \$14,940 capped at 2% which would be \$9960. Motion failed 3-3 with Arnott Bergsagel, Miller, and Toews voting aye.

**Motion:** Rep. Arnott Bergsagel moved committee put in the executive decrease and lump general fund of \$22,000 for computers. Net of two negatives plus the positive \$22,000..

**Discussion:**

***{Tape : 3; Side : B; Approx. Time Counter : 22.4 - 25}***

Motion fails 3-3 with Jorgesen, Toews, and Miller voting no.

The proposal was tabled until later.

**Motion:** Sen. Toews moves to approve new language on page E-48. Motion carried.

***{Tape : 3; Side : B; Approx. Time Counter : 26.4}***

**Chairman Johnson** announced that the committee would take executive action on the Office of Public Instruction on January 29, 1999.

***{Tape : 3; Side : B; Approx. Time Counter : 27}***

The schedule for the remainder of the week was discussed.

***{Tape : 3; Side : B; Approx. Time Counter : 29}***

Meeting was closed at 11:13 a.m. by Chairman Royal Johnson.

***{Tape : 4; Side : A; Approx. Time Counter : 0.5}***

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**ADJOURNMENT**

Adjournment: 11:13 A.M.

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REP. ROYAL JOHNSON, Chairman

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MARTY EDDLEMAN, Secretary

RJ/ME

**EXHIBIT**(jeh13aad)